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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re Masato KUWABARA et al.

Group Art Unit: 1772

Application No.: 10/755,848

Examiner: William P. Watkins III

Filed: January 13, 2004

Attorney Docket No.: 7372/80961

Confirmation No. 8436

Customer No.: 42798

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

MAIL STOP AF Commissioner for Patents Customer Service Window Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated <u>May 3, 2006</u> finally rejecting claims <u>1-3, 9-10</u>.

- The fee for this Notice of Appeal is \$_500.00 (37 CFR § 1.17(b).)
- Applicant(s) assert entitlement to Small Entity Status (37 CFR § 1.27), reducing the Appeal Fee by half to \$250.00.
- Charge \$ 500.00 to Deposit Account No. 06-1135 noting Order No. 7372/80961.
- A check in the amount of the fee is enclosed.
- Not required (fee paid in prior appeal in this application).
- A petition for extension of time under 37 CFR § 1.136(a) is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this appeal (specifically including the fee for filing a brief in support of this appeal if such brief is filed unaccompanied by full payment therefor, and the fee for filing a request for an oral hearing if such request is made unaccompanied by full payment therefor), or credit any overpayment to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith,

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the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. This Notice is filed in duplicate.

Respectfully submitted,

Date: November 3, 2006

Kendrew H. Colton Registration No. 30,368

OFFICIAL CORRESPONDENCE TO Customer No. 42798

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